
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2017 No.

The Mental Health (Cross-border transfer: patients subject to detention requirement or otherwise in hospital) (Scotland) Amendment Regulations 2017

PART 1

Introductory

Citation

1. These Regulations may be cited as the Mental Health (Cross-border transfer: patients subject to detention requirement or otherwise in hospital) (Scotland) Amendment Regulations 2017.

Commencement

2. These Regulations come into force on 30th June 2017.

Meaning of “principal Regulations”

3. In these Regulations, “the principal Regulations” means the Mental Health (Cross-border transfer: patients subject to detention requirement or otherwise in hospital) (Scotland) Regulations 2005(1).

Saving provision in relation to removal of patients from Scotland

4.—(1) The amendments made to the principal Regulations by Chapter 2 of Part 2 do not apply in relation to a case in which notice under regulation 5(1) of the principal Regulations (notification of proposed application for a warrant for a patient’s removal from Scotland) was given before 30th June 2017.

(2) But paragraph (1) does not apply to the amendment made by regulation 22.

Saving provision in relation to reception of patients in Scotland

5. The amendment made to the principal Regulations by regulation 23 does not apply in relation to a request for consent to the reception of a patient in Scotland made before 30th June 2017.